



TONKAWA TRIBE OF OKLAHOMA  
**TONKAWA TRIBAL COUNCIL**  
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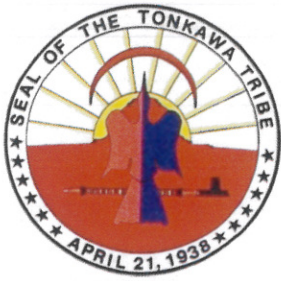
Before the  
**FEDERAL COMMUNICATIONS COMMISSION**  
Washington, DC 20554

In the Matter of	)	
	)	
Accelerating Wireless Broadband Deployment by	)	<b>WT Docket No. 17-79</b>
Removing Barriers to Infrastructure Investment	)	
	)	
	)	
Revising the Historic Preservation Review Process	)	WT Docket No. 15-180
For Wireless Facility Deployments	)	

COMMENTS OF:  
THE TONKAWA TRIBE OF OKLAHOMA

Name: Russell L. Martin  
Title: President  
Tribe: Tonkawa Tribe of Oklahoma  
Address: 1 Rush Buffalo Road  
Tonkawa, OK 74653  
Phone: (580) 628-2561

June 14, 2017



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### THE TONKAWA TRIBE

The Tonkawa Tribe is located in in Kay County, in Northern Oklahoma. The Tonkawa Tribe, "*the Tribe*", works with a variety of federal, state, and county agencies on small and large projects in compliance of all laws pertaining; compliance of federal laws, including but limited to the National Historic Preservation Act (NHPA), the Native American Graves Protection and Repatriation Act (NAGPRA), Archaeological Resources Protection Act of 1979 (ARPA) and National Environmental Policy Act (NEPA).

The Federal Communications Commission's (FCC) Tower Construction Notification System (TCNS) has proven to be a useful tool of tracking and monitoring the placement of cellular technology infrastructure, although *the Tribe*, is less than one (1) year into our endeavors, we have worked with, and have developed quality relationships with many consultants on installing telecommunication infrastructure facilities and cell tower siting through the TCNS Program.

*The Tribe*, a federally recognized Tribe, requests the Federal Communications Commission a consult with our federally Tribe on a government-to-government basis in regards to this proposed rulemaking, under Executive Order 13175. Executive Order establishes a protocol for federal agencies and departments when considering, developing, and implementing policies that are anticipated to have significant impact on one or more federally recognized Tribes. Principles in the Executive Order afford Tribal governments' maximum discretion in implementing federal policies within their communities while preserving the prerogatives and authority of Indian Tribes.

*In Addition*, Executive Order 13175 requests that all federal agencies and departments develop protocols on how they plan to coordinate with Tribal governments. Each agency or department is directed to appoint a staff member responsible for ensuring compliance with Executive Order 13175, protocols are submitted to the Office of Management and Budget (OMB) for review.

*The Tribe*, requests:

1. Consultation on a government-to-government basis regarding the proposed rulemaking and proposed changes;
2. Copy of protocol submitted under Executive Order on how the FCC plans to coordinate with the Tonkawa Tribe of Oklahoma;
3. FCC point of contact responsible for ensuring compliance with Executive Order 13175.

“Accelerating Wireless Broadband Deployment by Removing Barriers to Infrastructure Investment”, in the proposed rulemaking 17-79 and other associated actions, is intent and should be consulted on extensively.

Through government-to-government consultation associated actions can be discussed and possible aide in a resolution or solution in the various areas of fee scheduling, small cell, macrocell, batching, colocation, archeological consult services, research, surveying, site visits, right-of-way (ROW) issues, twilight towers, in making/creating a more viable TCNS Program.

National Historical Preservation Act which mandates the review of projects under Section 106 does allow ample time to review for a formal response within a thirty (30) business day timeframe, unless, applicants do not provide the requested materials in a timely manner, materials and review fee received, the review is completed and response is sent.

As part of the many residing in the digital desert are rural and tribal residents with more modest incomes and fewer residents per square mile, tomorrow’s economy is dependent on all having access to educational opportunities available electronically and this requires ubiquitous reliable and affordable wireless and broadband accessibility.

*The Tribe*, looks forward to the FCC consulting with the Tonkawa Tribe regarding all matters of concern.

Sincerely,

A handwritten signature in black ink, appearing to read 'RM', with a stylized flourish extending to the right.

Russell L. Martin  
President